

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington DC 20250

Notice ECP-42

For: Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Georgia, Idaho, Illinois, Indiana, Iowa, Florida, Hawaii, Kansas, Kentucky, Louisiana, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and Wyoming State Offices

Report of Under-Utilized ECP Funds

Approved by: Deputy Administrator, Farm Programs



1 Overview

A Background

The damage to farmland resulting from 2005 hurricanes, southern Great Plains wildfires, eastern States flooding, Great Plains drought, and other disasters has created substantial demand for very limited ECP resources.

Generally, 1-ECP:

- subparagraph 1 A, provides that ECP is established to rehabilitate farmlands and conservation facilities damaged by natural disasters and to provide assistance during periods of severe drought
- subparagraph 1 C, provides that ECP assistance is limited to producers who have suffered damage of such magnitude that it would be too costly to rehabilitate without Federal assistance
- subparagraph 152 A, provides that signup periods for ECP benefits may be no longer than 60 calendar days unless approved by the National Office
- subparagraph 182 A, requires realistic expiration dates for completing approved ECP practices of no more than 6 months.

Notes: Exceptions may be authorized by STC under unusual circumstances.

A general exception was provided for 2005-hurricane-related ECP approvals.

Disposal Date	Distribution
January 1, 2007	Above State Offices
8-15-06	

1 Overview (Continued)

A Background (Continued)

- subparagraph 184 A, indicates that AD-245 shall be cancelled when completion of the practice and the performance report is not filed by the expiration date.

An analysis of allocations, approvals, and earnings suggests that ECP funds are underutilized.

B Purpose

This notice:

- provides the results of the analysis suggesting that ECP funds are underutilized
- requires a State Office review of their State's ECP funds underutilization
- requires State Offices to return underutilized funds.

2 Underutilized Funds Report

A ECP Funds Allocated But Not Approved

Exhibit 1 is a report by State of funds allocated but not approved. Because funds allocated in June 2006 could reasonably not be approved, the report is net of any allocations since June 2006.

This report indicates that up to \$19 million may be effectively available to be returned to the National Office for other ECP needs.

B ECP Funds Approved But Not Earned

Exhibit 2 is a report by State of funds approved but not earned. This report indicates that up to \$43 million could be de-obligated and returned to the National Office for other ECP needs.

3 State Office Action

A Reviewing Reports and Consulting With County Offices

State Offices shall:

- review Exhibits 1 and 2
- review monthly ACP-305 to identify County Offices with under-utilized ECP funds based on ECP funds:
 - allocated but not obligated
 - approved but not earned

3 State Office Action (Continued)

A Reviewing Reports and Consulting With County Offices (Continued)

- after consulting with applicable County Offices, identify and return to the National Office available funds that have been:
 - allocated but not approved
 - approved but not earned

Note: When the performance report is not filed by the expiration date, follow 1-ECP, subparagraph 184 A, for canceling approved AD-245.

- based on the extraordinary demand for very limited ECP resources, accelerate signup periods and accelerate completion of approved practices where appropriate.

B Reporting Review Results

State Offices shall report:

- using the format in Exhibit 3
- the funds identified in Exhibits 1 and 2:
 - to be returned to the National Office
 - needed for ongoing activity, including justification
- actions taken about the acceleration of signup periods
- actions taken about the acceleration of approved practice approvals, where appropriate
- by **COB Thursday, August 18**, to Robert Stephenson, Director, CEPD, by FAX at **202-720-4619**.

ECP Funds Allocated But Not Approved Using July 31, 2006, ACP-305 Data

State (Column 1)	Allocation (Column 2)	Allocated Since June 2006 (Column 3)	Net Allocation <u>1</u> / (Column 4)	Approved (Column 5)	Potential funds To Be De-Allocated <u>2</u> / (Column 6)
Alabama	9,348,819	900,000	8,448,819	6,499,515	1,949,304
Arizona	913,445	27,000	886,445	354,474	531,971
Arkansas	3,890,388	643,000	3,247,388	2,902,816	344,572
California	7,509,764	278,000	7,231,764	5,446,082	1,785,682
Colorado	1,043,574	413,000	630,574	282,220	348,354
Connecticut	210,000		210,000	12,000	198,000
Florida	11,962,474		11,962,474	14,129,312	-2,166,838
Georgia	3,609,417	73,000	3,536,417	1,843,199	1,693,218
Guam <u>3</u> /	75,286		75,286	44,575	30,711
Hawaii	1,597,503	957,000	640,503	351,031	289,472
Idaho	16,996		16,996		16,996
Illinois	365,921	12,000	353,921	220,663	133,258
Indiana	357,869		357,869	157,835	200,034
Iowa	799,554		799,554	327,236	472,318
Kansas	1,080,500		1,080,500	244,120	836,380
Kentucky	2,154,033	215,000	1,939,033	722,706	1,216,327
Louisiana	17,568,909		17,568,909	18,422,284	-853,375
Maine	554,538		554,538	398,626	155,912
Massachusetts	265,000		265,000	255,268	9,732
Michigan	10,481		10,481	9,000	1,481
Minnesota	387,982		387,982	144,321	243,661
Mississippi	10,476,781		10,476,781	11,903,416	-1,426,635
Missouri	7,121,774	1,676,300	5,445,474	5,077,683	367,791
Montana	417,198	22,850	394,348	412,968	-18,620
Nebraska	599,084		599,084	258,714	340,370
Nevada	1,275,229	493,000	782,229	394,055	388,174
New Hampshire	616,000	211,000	405,000	145,152	259,848
New Jersey	538,442		538,442	443,494	94,948
New Mexico	1,103,138	1,092,000	11,138	19,098	-7,960
New York	1,609,812		1,609,812	1,272,954	336,858
North Carolina	2,731,754		2,731,754	2,060,801	670,953
Ohio	1,011,670		1,011,670	756,416	255,254
Oklahoma	7,023,616	532,000	6,491,616	3,637,628	2,853,988
Oregon	688,117		688,117	373,380	314,737
Pennsylvania	347,415		347,415	271,956	75,459
South Dakota	4,555,506	1,963,000	2,592,506	2,697,759	-105,253
Tennessee	3,098,935	2,328,800	770,135	986,523	-216,388
Texas	11,948,488	570,300	11,378,188	4,497,151	6,881,037
Utah	1,219,113	120,000	1,099,113	908,069	191,044
Vermont	755,989	396,700	359,289	446,780	-87,491
Virginia	530,315		530,315	507,007	23,308
Washington	1,270,440		1,270,440	1,273,673	-3,233
West Virginia	222,872		222,872	271,105	-48,233
Wyoming	661,804		661,804	525,261	136,543
National	123,545,945	12,923,950	110,621,995	91,908,326	18,713,669

1/ Column 2 minus Column 3 equals Column 4.2/ Column 4 minus Column 5 equals Column 6.3/ Guam is implemented through the Hawaii State Office.

ECP Funds Approved But Not Earned Using July 31, 2006, ACP-305 Data

State (Column 1)	Approved (Column 2)	Earned (Column 3)	Potential Funds To Be De-Obligated <u>1/</u> (Column 4)
Alabama	6,499,515	4,154,884	2,344,631
Arizona	354,474	199,020	155,454
Arkansas	2,902,816	1,735,750	1,167,066
California	5,446,082	970,121	4,475,961
Colorado	282,220	215,325	66,895
Connecticut	12,000	6,135	5,865
Florida	14,129,312	6,833,576	7,295,736
Georgia	1,843,199	1,486,844	356,355
Guam <u>2/</u>	44,575	30,000	14,575
Hawaii	351,031	101,961	249,070
Illinois	220,663	142,916	77,747
Indiana	157,835	149,284	8,551
Iowa	327,236	180,310	146,926
Kansas	244,120	82,305	161,815
Kentucky	722,706	325,748	396,958
Louisiana	18,422,284	10,622,513	7,799,771
Maine	398,626	126,074	272,552
Massachusetts	255,268	144,965	110,303
Michigan	9,000	4,581	4,419
Minnesota	144,321	46,830	97,491
Mississippi	11,903,416	7,179,032	4,724,384
Missouri	5,077,683	3,180,190	1,897,493
Montana	412,968	217,438	195,530
Nebraska	258,714	232,385	26,329
Nevada	394,055	202,665	191,390
New Hampshire	145,152	28,577	116,575
New Jersey	443,494	139,252	304,242
New Mexico	19,098	11,138	7,960
New York	1,272,954	808,002	464,952
North Carolina	2,060,801	1,156,147	904,654
Ohio	756,416	615,710	140,706
Oklahoma	3,637,628	1,768,152	1,869,476
Oregon	373,380	254,299	119,081
Pennsylvania	271,956	173,890	98,066
South Dakota	2,697,759	1,753,548	944,211
Tennessee	986,523	50,655	935,868
Texas	4,497,151	512,754	3,984,397
Utah	908,069	321,332	586,737
Vermont	446,780	425,524	21,256
Virginia	507,007	339,876	167,131
Washington	1,273,673	973,472	300,201
West Virginia	271,105	102,409	168,696
Wyoming	525,261	307,804	217,457
National	70,161,350	38,135,802	32,025,548

1/ Column 2 minus Column 3 equals Column 4.

2/ Guam is implemented through the Hawaii State Office.

State Office Reporting Format

State Offices shall report the following by **COB Thursday, August 18**, to Robert Stephenson, Director, CEPD, by FAX at 202 720 4619.

Emergency Conservation Program

Report of Under-Utilized Funds

1. State Office: _____
 2. Exhibit 1, Column 6: _____
 3. Exhibit 2, Column 4: _____
 4. Potential funds in State available for release (line 2 plus line 3): _____
 5. Funds returned to National Office: _____
 6. Funds needed in State (line 4 minus line 5): _____
 7. Justification in support of line 6: _____

 8. STC action to accelerate signup periods: _____

 9. STC action to accelerate performance requirements: _____

- Submitted by: _____, SED Date: _____